

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 16-0274****WOODHEAD, et al. v. PHOENIX, et al.****Appellate Case Information**

Case Filed: 17-May-2016

Case Closed:

**Dept/Composition****Side 1. MICHAEL WOODHEAD, et al., Plaintiff/Appellant****(Litigant Group) MICHAEL WOODHEAD, et al.**

- Michael Woodhead
- Jeri Woodhead
- Alec Woodhead, Minor Child
- Ashton Woodhead, Minor Child
- Austin Woodhead, Minor Child

**Attorneys for: Plaintiffs/Appellants**

Scott E Boehm, Esq. (AZ Bar No. 6603)

Thomas J Howard, Esq. (AZ Bar No. 9125)

Heather A Cornwell, Esq. (AZ Bar No. 25013)

**Side 2. CITY OF PHOENIX, et al., Defendant/Appellee****(Litigant Group) CITY OF PHOENIX**

- City of Phoenix

**Attorneys for: Defendant/Appellee City of Phoenix**

Scott G Andersen, Esq. (AZ Bar No. 20094)

Richard Carpenter, Esq. (AZ Bar No. 30752)

**(Litigant Group) VALLEY METRO RAIL, INC**

- Valley Metro Rail, Inc

**Attorneys for: Defendant/Appellee Valley Metro**

Lori V Berke, Esq. (AZ Bar No. 15628)

Jody C Corbett, Esq. (AZ Bar No. 19718)

**(Litigant Group) PARSONS BRINCKERHOFF, INC**

- Parsons Brinckerhoff, Inc

**Attorneys for: Defendant/Appellee Parsons**

James K Kloss, Esq. (AZ Bar No. 10327)

Gina M Bartoszek, Esq. (AZ Bar No. 14329)

**(Litigant Group) STANTEC CONSULTING, INC; AECOM USA, INC**

- Stantec Consulting Inc
- AECOM USA, Inc

**Attorneys for: Defendants/Appellees Stantec/AECOM**

Christopher D C Hossack, Esq. (AZ Bar No. 3420)

Heather K Seiferth, Esq. (AZ Bar No. 24776)

**(Litigant Group) ARCHER WESTERN CONTRACTORS, LTD**

- Archer Western Contractors, LTD

**Attorneys for: Defendant/Appellee Archer Western**

Susanne Ingold, Esq. (AZ Bar No. 19143)

Ann Marie Stevens, Esq. (AZ Bar No. 29753)

**Side 3. LIBERTY INSURANCE CORPORATION, Intervenor/Appellee****(Litigant Group) LIBERTY INSURANCE CORPORATION**

- Liberty Insurance Corporation

**Attorneys for: Intervenor/Appellee Liberty**

Larry D Langley, Esq. (AZ Bar No. 18831)

**CASE STATUS**

Jan 12, 2017....At Issue

| PREDECESSOR CASE(S) | Cause/Charge/Class | Judgment/Sentence | Judge, Role <Comments>                  | Trial | Dispo |
|---------------------|--------------------|-------------------|---|-------|-------|
| MAR CV2012-055322   |                    | Tort - Negligence | John R Hannah, Authoring Judge of Order |       |       |
| MAR CV2013-011626   |                    |                   |   |       |       |

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 16-0274****WOODHEAD, et al. v. PHOENIX, et al.****2 OPEN DUE DATES****Court Ordered Document due****Due By:** Thursday, December 15, 2016*Appellee Valley Metro Rail compact disc**Re: \* ORDERED: Defendant-Appellee Valley Metro Rail, Inc's Motion for Leave to File Exhibits Non-Electronically (Appellee) = GRANTED/allowing appellee Valley Metro Rail, Inc. to file a compact disc containing three audio recordings. Appellee shall file the co***Reply to Motion due****Due By:** Wednesday, February 8, 2017*Re: FILED: Response to Appellees Joint Request for Extended Oral Argument; Certificate of Service (Appellant)***2 PENDING MATTERS****Div 1 Request for Oral Argument**

Filed: 23-Aug-2016

*Request for Oral Argument (Appellant)***Div 1 Request for Oral Argument**

Filed: 25-Jan-2017

*Appellees' Joint Request for Extended Oral Argument (Appellee)**01/Feb/2017 FILED: Response to Appellees Joint Request for Extended Oral Argument; Certificate of Service (Appellant)***56 PROCEEDING ENTRIES**

1. 17-May-2016 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 04/18/16
2. 17-May-2016 FILED: e-Record on Appeal (CV2012-055322)  
Instruments/Minute Entries  
Exhibits: None
3. 17-May-2016 FILED: e-Record on Appeal (CV2013-011626)  
Instruments/Minute Entries  
Exhibits: None
4. 19-May-2016 FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due
5. 25-May-2016 FILED: Appellants' Notice of Payment of Filing Fee; Certificate of Service for Appellants' Notice of Payment of Filing Fee(Appellant)
6. 25-May-2016 FILED: Appellants' Notice of Filing and Service of Transcript for Appeal; Certificate of Service for Appellants' Notice of Filing and Service of Transcript for Appeal (Appellant)
7. 25-May-2016 FILED: Reporter's Transcript - 02/11/2016 - Oral Argument (Cindy L. Lineburg) (Appellant)
8. 31-May-2016 FILED: Case Management Statement; Certificate of Service for Case Management Statement (Appellants)
9. 31-May-2016 RECEIPT No.: 2016-00656 ; \$280.00, Authorization: #520133353814, Applied to: MICHAEL WOODHEAD, et al. - Class A Filing Fee (\$280.00) Paid for: Law Office of Scott E Boehm PC - By Integrated Resource Systems IN
10. 15-Jun-2016 FILED: Appellee's Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
11. 15-Jun-2016 FILED: AMENDED Appellees' Notice re: Appellees' Fee; Appellant's Brief Due
12. 15-Jun-2016 FILED: SECOND AMENDED Appellee's Notice re: Appellees' Fee; Appellant's Brief Due
13. 15-Jun-2016 FILED: Notice re Payment of Filing Fees; Certificate of Service (Appellee Parsons)
14. 21-Jun-2016 RECEIPT No.: 2016-00760 ; \$140.00, Authorization: #72018123023, Applied to: PARSONS BRINCKERHOFF, INC - Class B Filing Fee (\$140.00) Paid for: Lewis Brisbois Bisgaard & Smith LLP - By Integrated Resource Systems IN
15. 21-Jun-2016 FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellee Stantec/AECOM)
16. 21-Jun-2016 FILED: Certificate of Service (duplicate) (Appellee Stantec/AECOM)
17. 23-Jun-2016 FILED: Notice of Appearance; Certificate of Service (Appellee Stantec/AECOM)
18. 23-Jun-2016 FILED: Certificate of Service (duplicate) (Appellee Stantec/AECOM)
19. 27-Jun-2016 RECEIPT No.: 2016-00785 ; \$140.00, Authorization: Ref1:79010473809, Applied to: STANTEC CONSULTING, INC; AECOM USA, INC - Class B Filing Fee (\$140.00) Paid for: Clark Hill PLC - By Integrated Resource Systems IN

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| 20. | 29-Jun-2016 | FILED: Letter, dated 06/29/2016, to Clerk of the Court from Susanne E Ingold re: Appellee Archer Western Contractors Filing Fee (Appellee Archer)  |
| 21. | 6-Jul-2016  | RECEIPT No.: 2016-00829 ; \$140.00, Authorization: #87032019100, Applied to: ARCHER WESTERN CONTRACTORS, LTD - Class B Filing Fee (\$140.00) Paid for: Burch & Cracchiolo PA - By Integrated Resource Systems IN                               |
| 22. | 15-Jul-2016 | FILED: Unopposed Motion for Procedural Order Extending Time to File Opening Brief; Certificate of Service for Motion for Procedural Order Extending Time to File Opening Brief (Appellant)   |
| 23. | 18-Jul-2016 | ORDERED: Unopposed Motion for Procedural Order Extending Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 07-18-2016 to Wednesday, 08-17-2016. Melina Brill ProTem Judge - Author                              |
| 24. | 17-Aug-2016 | FILED: Opening Brief of Appellants Woodhead; Certificate of Compliance for Opening Brief of Appellants Woodhead; Certificate of Service for Opening Brief of Appellants Woodhead (Appellants)  |
| 25. | 23-Aug-2016 | FILED: Request for Oral Argument; Certificate of Service for Request for Oral Argument (Appellant)   |
| 26. | 6-Sep-2016  | FILED: Unopposed Motion for Procedural Order Extending Time to File Appellees Joint Answering Brief; Certificate of Service for Unopposed Motion for Procedural Order Extending Time to File Appellees' Joint Answering Brief (Appellee)       |
| 27. | 7-Sep-2016  | FILED: Archer Western Motion for Extension; Certificate of Service (Appellee)  |
| 28. | 7-Sep-2016  | ORDERED: Unopposed Motion for Procedural Order Extending Time to File Appellees Joint Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 10-03-2016 to Wednesday, 11-02-2016. Melina Brill ProTem Judge - Author             |
| 29. | 8-Sep-2016  | FILED: Motion to Preclude Defendants From Filing Two Answering Briefs Each; Certificate of Service for Motion to Preclude Defendants from Filing Two Answering Briefs Each (Appellant)   |
| 30. | 8-Sep-2016  | ORDERED: Archer Western Motion for Extension (Appellee) = GRANTED/affirming due date of 11/02/2016 for all answering briefs. Melina Brill ProTem Judge - Author  |
| 31. | 13-Sep-2016 | FILED: Archer Western Response to Motion to Preclude Defendants From Filing Two Answering Briefs Each; Certificate of Service (Appellee)   |
| 32. | 15-Sep-2016 | FILED: Defendants-Appellees Valley Metro Rail, Inc. and City of Phoenix's Response to Plaintiffs-Appellants' "Motion to Preclude Defendants from Filing Two Answering Briefs Each; Certificate of Service (Appellee)                           |
| 33. | 20-Sep-2016 | FILED: Joinder in Defendants-Appellees Valey Metro Rail Inc. and City of Phoenix's Response to Plaintiffs-Appellants Motion to Preclude Defendants from Filing Two Answering Briefs Each; Certificate of Service (Appellee)                    |
| 34. | 20-Sep-2016 | FILED: Certificate of Service (Appellee)   |
| 35. | 26-Sep-2016 | FILED: Reply in Support of Motion to Preclude Defendants from Filing Two Answering Briefs Each; Certificate of Service for Reply in Support of Motion to Preclude Defendants from Filing Two Answering Briefs Each (Appellant)                 |
| 36. | 29-Sep-2016 | ORDERED: clarifying that if any appellee files a separate answering brief, that appellee may not also join in another answering brief, but may adopt by reference any portion of any other answering brief. Melina Brill ProTem Judge - Author |
| 37. | 2-Nov-2016  | FILED: Defendant-Appellee Valley Metro Rail, Inc's Motion for Leave to File Exhibits Non-Electronically; Certificate of Service (Appellee Valley Metro)  |
| 38. | 2-Nov-2016  | FILED: Answering Brief of Appellees Stantec Consulting Services, Inc. and AECOM USA, Inc.; Certificate of Compliance; Certificate of Service (Appellee Stantec)  |
| 39. | 2-Nov-2016  | FILED: Certificate of Service (re: Answering Brief of Appellees Stantec Consulting Services, Inc. and AECOM USA, Inc.) (Appellee Stantec)  |
| 40. | 2-Nov-2016  | FILED: Answering Brief of Defendant/Appellee City of Phoenix; Phoenix's Certificate of Compliance of Answering Brief; Phoenix's Certificate of Service of Answering Brief (Appellee PHX)   |
| 41. | 2-Nov-2016  | FILED: Archer Western Contractors, Ltd's Answer Brief; Certificate of Compliance; Certificate of Service (Appellee Archer)   |
| 42. | 2-Nov-2016  | FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee Parsons)  |
| 43. | 2-Nov-2016  | FILED: Answering Brief of Defendant-Appellee Valley Metro Rail, Inc.; Certificate of Compliance; Certificate of Service (Appellee Valley Metro)  |
| 44. | 4-Nov-2016  | FILED: Phoenix's Notice of Errata of Certificate of Service of Answering Brief; Phoenix's Certificate of Service of Notice of Errata (Appellee City of Phoenix)  |

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| 45. | 4-Nov-2016  | FILED: Phoenix's Amended Certificate of Service of Answering Brief (Appellee City of Phoenix)  |
| 46. | 23-Nov-2016 | FILED: Unopposed Motion for Procedural Order to Extend Time to File Reply Brief; Certificate of Service for Motion for Procedural Order Extending Time to File Reply Brief (Appellant)   |
| 47. | 28-Nov-2016 | ORDERED: Unopposed Motion for Procedural Order to Extend Time to File Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 11-28-2016 to Thursday, 01-12-2017. Melina Brill ProTem Judge - Author   |
| 48. | 30-Nov-2016 | ORDERED: Defendant-Appellee Valley Metro Rail, Inc's Motion for Leave to File Exhibits Non-Electronically (Appellee) = GRANTED/allowing appellee Valley Metro Rail, Inc. to file a compact disc containing three audio recordings. Appellee shall file the compact disc on/before 12/15/2016. Hon Diane M Johnsen - Author   |
| 49. | 30-Nov-2016 | ORDERED: intervenor/appellee Liberty Insurance Corporation's answering brief due 12/12/2016. Intervenor/Appellee must pay the filing fee before filing the brief. In the event the answering brief is not timely filed, this appeal will be submitted for decision on the record and the filed briefs of the participating parties. Melina Brill ProTem Judge - Author |
| 50. | 2-Dec-2016  | FILED: Notice of Non-Participation in Appeal by Intervenor Liberty Insurance Corporation; Certificate of Service (Appellee)  |
| 51. | 5-Dec-2016  | RECEIPT No.: 2016-01468 ; \$140.00, Check Number: #5850, Applied to: LIBERTY INSURANCE CORPORATION - Class B Filing Fee (\$140.00) Paid for: Langley Law Firm PC - By Langley Law Firm PC  |
| 52. | 6-Dec-2016  | FILED: Defendant - Appellee Valley Metro Rail Inc Notice of Non Electronic Filing of Exhibits (Valley Metro Inc)   |
| 53. | 6-Dec-2016  | FILED: Defendant-Appellee Valley Metro Rail, Inc.'s Notice of Non-Electronic Filing of Exhibits; Certificate of Service (Appellee)   |
| 54. | 12-Jan-2017 | FILED: Reply Brief of Appellants Woodhead; Certificate of Compliance for Reply Brief of Appellants Woodhead; Certificate of Service for Reply Brief of Appellants Woodhead (Appellants)  |
| 55. | 25-Jan-2017 | FILED: Appellees' Joint Request for Extended Oral Argument; Certificate of Service (Appellee)  |
| 56. | 1-Feb-2017  | FILED: Response to Appellees Joint Request for Extended Oral Argument; Certificate of Service (Appellant)  |